

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Southern District of New York

COOLMATH.COM LLC

Plaintiff

v.

COOLMATHGAMES.COM, MICHAEL GARGIULO,
and JOHN DOE

Defendant

Civil Action No.

14 CV 4291

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* Michael Gargiulo
1326 Tree Lane
Snellville, GA 30078

A lawsuit has been filed against you.

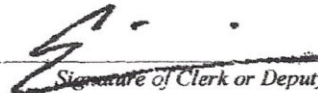
Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Richard M. Lehrer
FisherBroyles LLP
1 Prior Court
Palisades, NY 10964

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date: JUN 13 2014


Signature of Clerk or Deputy Clerk

Civil Action No. 14 CV 4291

PROOF OF SERVICE*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* MICHAEL GARGIULO
 was received by me on *(date)* 06/14/2014.

☒ I personally served the summons on the individual at *(place)* 3110 E Ponce de Leon Avenue, Scottdale, GA 30079 at 3:28 pm on *(date)* 06/14/2014; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* _____, a person of suitable age and discretion who resides there, on *(date)* _____, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* _____, who is designated by law to accept service of process on behalf of *(name of organization)* _____ on *(date)* _____; or

☐ I returned the summons unexecuted because _____; or

☐ Other *(specify)*:

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: 06/14/2014



Server's signature

Randal L. George

Printed name and title

1217 Woodland Ave., #5
Atlanta, GA 30324

Server's address

Additional information regarding attempted service, etc:

Served: SUMMONS IN A CIVIL ACTION; COMPLAINT; RULE 7.1 STATEMENT; JUDGE LEWIS A. KAPLAN'S RULES; ORDER TO SHOW CAUSE FOR PRELIMINARY INJUNCTION WITH TEMPORARY RESTRAINING ORDER; ELECTRONIC CASE FILING RULES & INSTRUCTIONS and CIVIL COVER SHEET